IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 17441 of 2004

Between:

Medasani Ananda Naidu S/o. M. Venkatrama Naidu
R/o. C. Mallavaram Village, Perumallapalli Post,
Chandragiri Mandal, Chittoor District.

..... PETITIONER

AND

1 The District Registrar, Sri Balaji Registration District,
Dr. No. 13-4-391/B, Gangammagudi Road, Tirupati, Chittoor District.

2 The Sub Registrar of Assurances, Chandragiri, Chittoor District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more in the nature of Writ of Mandamus, declaring the action of the 1st respondent in not receiving the deficit stamp duty under sections 10-A and 41 of the Act, and issuing an endorsement under section 42 of the Act, as illegal and arbitrary, besides being ultra vires and consequentially direct the 1st respondent to receive the deficit stamp duty in cash and issue a certificate of endorsement on the instrument submitted by the petitioner in the interests of justice.

Counsel for the Petitioner: MR.D.SESHADRI NAIDU

Counsel for the Respondents: GP FOR REVENUE

The Court at the stage of admission made the following ORDER:

Learned counsel for the petitioner sought permission of this Court to withdraw the writ petition with liberty to approach the District Court concerned by way of filing an appeal.

Permission is accorded.

The writ petition is accordingly dismissed as withdrawn with liberty to the petitioner to avail the remedy as is available under the law.

30.09.2004

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To

1. The District Registrar, Sri Balaji Registration District,
Dr. No. 13-4-391/B, Gangammagudi Road, Tirupati, Chittoor District.

2 . The Sub Registrar of Assurances, Chandragiri, Chittoor District.

3. Two CCs to G.P. for Revenue, High Court Buildings, Hyderabad(OUT).

4. Two CD copies.